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MINUTES OF THE REGULAR COMMISSION MEETING OF THE MICHIGAN PUBLIC SERVICE
COMMISSION HELD IN ITS OFFICES ON MARCH 2, 2010

Commission Chairman Orjiakor N. Isiogu called the meeting to order at 1:30 p.m.
Executive Secretary Mary Jo Kunkle called the roll and declared there was a quorum.

PRESENT

Commission: Orjiakor N. Isiogu, Chairman
Monica Martinez, Commissioner
Greg R. White, Commissioner

Staff: Lisa Gold
Judy Palnau
Mary Jo Kunkle
Catherine Bowers

Public: Jerry Crandall, MIRS
Suzy Denison, MEGA
Ken Johnston, Detroit Edison
Gary Melow, Michigan Biomass
Ruth Gaudard, AT&T
Tim Hoffman, Consumers Energy
Mary Stasek, Consumers Energy
Jim Padgett, DTE Energy

- I.** Commissioner Martinez moved to approve today's agenda, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The agenda was approved.

- II.** Commissioner Martinez moved to approve the minutes of the Regular Commission Meeting of February 8, 2010, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The minutes were approved.

III. ORDERS

A. COMMUNICATIONS

1. U-11098 AT&T MICHIGAN AND MCIMETRO ACCESS TRANSMISSION SERVICES, LLC d/b/a VERIZON ACCESS TRANSMISSION SERVICES
- U-11178 AT&T MICHIGAN AND MCIMETRO ACCESS TRANSMISSION SERVICES, LLC d/b/a VERIZON TRANSMISSION SERVICES
- U-13758 AT&T MICHIGAN AND MCIMETRO ACCESS TRANSMISSION SERVICES, LLC d/b/a VERIZON ACCESS TRANSMISSION SERVICES
- U-15334 AT&T MICHIGAN AND KMC DATA LLC
- U-16168 AT&T MICHIGAN AND MCGRAW COMMUNICATIONS, INC.
- U-16202 VERIZON NORTH INC., AND CONTEL OF THE SOUTH, INC., d/b/a VERIZON NORTH SYSTEMS, AND TELECOM MANAGEMENT, INC. d/b/a PIONEER LONG DISTANCE
(interconnection agreements and amendments)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which requests Commission approval of interconnection agreements and amendments. The order before you approves the requests, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

2. MINUTE ACTION AT&T Michigan
(Case No. U-14000 wireless emergency service costs)

Commissioner Martinez moved that the Commission adopt and issue minute dated March 2, 2010 finding that the attached AT&T Michigan invoice No. 517 R41-0001 067 9 for the period of September 1, 2009 to November 30, 2009, is for wireless emergency service costs recoverable under 2007 PA 165, MCL 484.1408(4)(b). The Commission approves the attached invoice in the amount of \$130,237.44 for reimbursement by the Michigan Department of Treasury, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The minute was adopted.

B. ELECTRIC

1. U-11915 COMMISSION'S OWN MOTION
(AES form)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which implements the provisions of Public Act 295 of 2008 and approves the revised licensing application form and procedures for alternative electric suppliers to use in applying for a license, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

2. U-12563 CMS MARKETING, SERVICES AND TRADING COMPANY
(AES license relinquishment)
U-15827 CMS ENERGY RESOURCE MANAGEMENT COMPANY
(close docket)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves a request by CMS Energy Resource Management Company to surrender its license as an alternative electric supplier. The order before you rescinds CMS Energy's alternative electric supplier license and closes Case No. U-15827, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

3. U-15001-R CONSUMERS ENERGY COMPANY
(’07 PSCR reconciliation)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves an application filed by Consumers Energy Company for reconciliation of power supply cost recovery revenues and expenses for calendar year 2007. The order before you approves the application with modifications, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

4. U-15804 ALPENA POWER COMPANY
U-15805 CONSUMERS ENERGY COMPANY
U-15806 THE DETROIT EDISON COMPANY
U-15807 EDISON SAULT ELECTRIC COMPANY
U-15808 INDIANA MICHIGAN POWER COMPANY
U-15809 NORTHERN STATES POWER COMPANY – WISCONSIN (XCEL)
U-15810 UPPER PENINSULA POWER COMPANY
U-15811 WISCONSIN PUBLIC SERVICE CORPORATION
U-15812 WISCONSIN ELECTRIC POWER COMPANY
U-15813 ALGER DELTA COOPERATIVE ELECTRIC ASSOCIATION
U-15814 BAYFIELD ELECTRIC COOPERATIVE, INC.
U-15815 CHERRYLAND ELECTRIC COOPERATIVE
U-15816 CLOVERLAND ELECTRIC COOPERATIVE
U-15817 GREAT LAKES ENERGY COOPERATIVE
U-15818 MIDWEST ENERGY COOPERATIVE
U-15819 ONTONAGON COUNTY RURAL ELECTRIFICATION
ASSOCIATION
U-15820 PRESQUE ISLE ELECTRIC & GAS CO-OP
U-15821 THUMB ELECTRIC COOPERATIVE
U-15822 TRI-COUNTY ELECTRIC COOPERATIVE
U-15890 MICHIGAN CONSOLIDATED GAS COMPANY
U-15891 MICHIGAN GAS UTILITIES CORPORATION
U-15892 NORTHERN STATES POWER COMPANY – WISCONSIN (XCEL)
U-15893 SEMCO ENERGY, INC.
U-15894 WISCONSIN PUBLIC SERVICE CORPORATION
(REP/EOP reconciliation filing dates)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which adopts dates for the filing of renewable energy and energy optimization plan reconciliation applications, annual reports, and plan reviews, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

5. U-15806 THE DETROIT EDISON COMPANY
(solar EPC contract)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves an application by The Detroit Edison Company for *ex parte* approval of a 2010 Solar Engineering, Procurement and Construction Contract between the company and Nova Consultants, Inc. The order before you grants this request, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

6. U-15826 CMS ERM MICHIGAN LLC
U-15828 COMMERCE ENERGY, INC.
U-15829 CONSTELLATION NEWENERGY, INC.
U-15845 DIRECT ENERGY BUSINESS, LLC
U-15832 FIRSTENERGY SOLUTIONS CORP.
U-15833 INTEGRYS ENERGY SERVICES, INC.
U-15837 MIDAMERICAN ENERGY COMPANY
U-15842 QUEST ENERGY, L.L.C.
U-15843 SEMPRA ENERGY SOLUTIONS LLC
U-15844 SPARTAN RENEWABLE ENERGY, INC.
U-15846 U.P. POWER MARKETING LLC
U-15847 WOLVERINE POWER MARKETING COOPERATIVE, INC.
(AES REP filings)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which establishes dates for the filing of renewable energy plan annual reports and plan reviews, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

7. U-15848 VILLAGE OF BARAGA
U-15849 CITY OF BAY CITY
U-15850 CITY OF CHARLEVOIX
U-15851 CHELSEA DEPARTMENT OF ELECTRIC & WATER
U-15852 VILLAGE OF CLINTON
U-15853 COLDWATER BOARD OF PUBLIC UTILITIES
U-15854 CROSWELL MUNICIPAL LIGHT & POWER DEPT.
U-15855 CITY OF CRYSTAL FALLS

U-15856	DAGGETT ELECTRIC DEPARTMENT
U-15857	DETROIT PUBLIC LIGHTING DEPARTMENT
U-15858	CITY OF DOWAGIAC
U-15859	CITY OF EATON RAPIDS
U-15860	CITY OF ESCANABA
U-15861	CITY OF GLADSTONE
U-15862	GRAND HAVEN BOARD OF LIGHT & POWER
U-15863	CITY OF HARBOR SPRINGS
U-15864	CITY OF HART HYDRO
U-15865	HILLSDALE BOARD OF PUBLIC UTILITIES
U-15866	HOLLAND BOARD OF PUBLIC WORKS
U-15867	VILLAGE OF L'ANSE
U-15868	LANSING BOARD OF WATER & LIGHT
U-15869	LOWELL LIGHT & POWER
U-15870	MARQUETTE BOARD OF LIGHT & POWER
U-15871	MARSHALL ELECTRIC DEPT.
U-15872	NEGAUNEE DEPARTMENT OF PUBLIC WORKS
U-15873	NEWBERRY WATER AND LIGHT BOARD
U-15874	NILES UTILITIES DEPARTMENT
U-15875	CITY OF NORWAY
U-15876	VILLAGE OF PAW PAW
U-15877	CITY OF PETOSKEY
U-15878	CITY OF PORTLAND
U-15879	CITY OF SEBEWAING
U-15880	CITY OF SOUTH HAVEN
U-15881	CITY OF ST. LOUIS
U-15882	CITY OF STEPHENSON
U-15883	CITY OF STURGIS
U-15884	TRAVERSE CITY LIGHT & POWER
U-15885	UNION CITY ELECTRIC DEPARTMENT
U-15886	CITY OF WAKEFIELD
U-15887	WYANDOTTE DEPARTMENT OF MUNICIPAL SERVICE
U-15888	ZEELAND BOARD OF PUBLIC WORKS

(REP/EOP filing dates)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which establishes dates for the filing of renewable energy and energy optimization plan annual reports and reviews, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

8. U-15988 UPPER PENINSULA POWER COMPANY
(rate case)
U-15989 UPPER PENINSULA POWER COMPANY
(rates and practices)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves an application by Upper Peninsula Power Company, the Commission Staff, Michigan Technological University, Smurfit-Stone Container Corporation, and Calumet Electronics Corporation for approval of an addendum to the settlement agreement approved by the Commission on December 16, 2009. The order before you grants this request resolving all issues in the case, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

9. U-16044 EDISON SAULT ELECTRIC COMPANY
(‘10 PSCR plan)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves an application filed by Edison Sault Electric Company for authority to implement a power supply cost recovery plan for the 12-month period ending December 31, 2010. The order before you approves a settlement agreement resolving all issues in the case, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

10. U-16139 DPL ENERGY RESOURCES, INC.
(AES license)
U-16235 DPL ENERGY RESOURCES INC.
(Act 295 compliance)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves an application filed by DPL Energy Resources Inc., for a license as an alternative electric supplier. Case No. U-16235 is a docket opened by the Commission for the alternative electric supplier to comply with Act 295. The

order before you grants the requested license and requires compliance with Act 295, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

11. U-16164 SENOR LOPEZ TAQUERIA MEXICAN RESTAURANT, INC. v THE DETROIT EDISON COMPANY

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves the complaint of Senor Lopez Taqueria Mexican Restaurant, Inc. against The Detroit Edison Company. The order before you dismisses the complaint, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

12. U-16185 HOMEWORKS TRI-COUNTY ELECTRIC COOPERATIVE
(member regulation)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves the election of the Board of Directors of HomeWorks Tri-County Electric Cooperative to become member-regulated. The order before you determines that the utility shall become member-regulated on April 7, 2010, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

13. U-16199 COMMISSION’S OWN MOTION (ACT 295 COMMENTS)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which provides notice of a public hearing

and opportunity to comment on an approval process for energy optimization service companies, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

C. GAS

1. U-14036 PROLIANCE ENERGY, LLC
(‘09-’10 AGS license relinquishment)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves the request of ProLiance Energy, LLC, to voluntarily relinquish its license as an alternative gas supplier in Michigan. The order before you approves the request and closes the docket in this case, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

2. U-15455-R NORTHERN STATES POWER COMPANY
(‘08-’09 gas cost reconciliation)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves an application by Northern States Power Company, a Wisconsin corporation and wholly-owned subsidiary of Xcel Energy, Inc., for a gas cost reconciliation for the 12-month period ended March 31, 2009. The order before you approves a settlement agreement resolving all issues in the case, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

3. U-15704 CONSUMERS ENERGY COMPANY
(’09-’10 GCR plan and factors)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves a request by Consumers Energy Company for approval of its gas cost recovery plan and factors for April 2009 through March 2010. The order before you approves the request, with modifications, and authorizes Consumers to implement a base gas cost recovery factor of \$8.0307 per thousand cubic feet for the billing months of April 2009 through March 2010, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

4. U-16010 WISCONSIN PUBLIC SERVICE CORPORATION
(’09-’10 GCR plan)

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves the application of Wisconsin Public Service Corporation for approval of a gas cost recovery plan and factors for the 12-month period ending October 31, 2010. The order before you approves a settlement agreement and authorizes the company to charge a base gas cost recovery factor of \$0.62481 per therm, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

5. U-16124 SPRINGBROOK INN v UNIVERSAL GAS & ELECTRIC CORPORATION

Commissioner Martinez moved that the Commission adopt and issue order dated March 2, 2010 which involves the complaint of Springbrook Inn against Universal Gas & Electric Corporation. The order before you dismisses the complaint with prejudice, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

IV. PUBLIC COMMENTS

There were no public comments.

Chairman Isiogu announced that the next regularly scheduled Commission Meeting will be held on March 18, 2010.

Commissioner Martinez moved that the Commission adjourn, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The motion was approved.

The meeting adjourned at 1:44 p.m.

Mary Jo Kunkle
Executive Secretary